

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 4146 of 1985

For Approval and Signature:

Hon'ble MR.JUSTICE R.BALIA.

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

MUNICIPAL COMMISSIONER

Versus

SAVITRIBEN S UPADHAYAY

Appearance:

MR KS NANAVATI for Petitioners

MR HK RATHOD for Respondent No. 1

MR YN OZA for Respondent No. 2

CORAM : MR.JUSTICE R.BALIA.

Date of decision: 13/12/85

ORAL JUDGEMENT

This petition is directed against the order of Industrial Tribunal directing to give promotion to Savitriben S. Upadhyaya - respondent No.1 on the post of Assistant Auditor. The only contention which was raised before the Tribunal was that Savitriben was not given promotion at the relevant point of time because one Mr.

Parmar has been appointed on the basis of roster system. It is not in dispute that since then said Savitriben has been promoted and Savitriben's promotion remains unaffected whatever order may be passed in this petition. In that view of the matter this petition does not survive in substance and the issues raised in this petition have become of academic importance. In view of the aforesaid, this court declines to interfere in the matter. Rule discharged.